

UNITED STATES DISTRICT COURT  
WESTERN DISTRICT OF MICHIGAN  
SOUTHERN DIVISION

---

DAVID FROHWERK,

Petitioner,

Case No. 1:23-cv-3

v.

Honorable Phillip J. Green

L. PAUL BAILEY,

Respondent.

---

**ORDER**

In accordance with the opinion entered this day:

**IT IS ORDERED** that Petitioner's motion for leave to proceed *in forma pauperis* in this Court is **GRANTED**.

**IT IS FURTHER ORDERED** that Petitioner's motion to dismiss (ECF No. 4) and his motion to strike (ECF No. 6) are **DENIED**.

**IT IS FURTHER ORDERED** that a certificate of appealability is **DENIED**.

Dated: February 10, 2023

/s/ Phillip J. Green  
PHILLIP J. GREEN  
United States Magistrate Judge